

# Senate File 63 - Introduced

SENATE FILE 63

BY SORENSON

## A BILL FOR

1 An Act relating to the electronic tracking and monitoring of  
2 persons on the sex offender registry.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 232.52A, subsection 2, Code 2013, is  
2 amended to read as follows:

3 2. If the duration of a dispositional order is extended  
4 pursuant to section 232.53, subsection 3, the court ~~may~~  
5 ~~continue or shall~~ extend supervision by an electronic tracking  
6 and monitoring system in addition to any other conditions of  
7 supervision.

8 Sec. 2. Section 692A.124, Code 2013, is amended to read as  
9 follows:

10 **692A.124 Electronic monitoring.**

11 ~~1.~~ A sex offender, including a juvenile under the  
12 supervision of the juvenile court, who is placed on probation,  
13 parole, work release, special sentence, or any other type of  
14 conditional release, ~~may~~ shall be supervised by an electronic  
15 tracking and monitoring system in addition to any other  
16 conditions of supervision.

17 ~~2. The determination to use electronic tracking and~~  
18 ~~monitoring to supervise a sex offender shall be based upon~~  
19 ~~a validated risk assessment approved by the department of~~  
20 ~~corrections, and also upon the sex offender's criminal history,~~  
21 ~~progress in treatment and supervision, and other relevant~~  
22 ~~factors.~~

23 ~~3. If a sex offender is under the jurisdiction of the~~  
24 ~~juvenile court, the determination to use electronic tracking~~  
25 ~~and monitoring to supervise the sex offender shall be based~~  
26 ~~upon a risk assessment performed by a juvenile court officer.~~

27 Sec. 3. Section 915.17A, Code 2013, is amended to read as  
28 follows:

29 **915.17A Notification by judicial district department of**  
30 **correctional services.**

31 A judicial district department of correctional services  
32 shall notify a registered victim, regarding a sex offender  
33 convicted of a sex offense ~~against a minor~~ who is under the  
34 supervision of a judicial district department of correctional  
35 services, of the following:

1     ~~1.—The beginning and ending date for of the~~ use of an  
2 electronic tracking and monitoring system to supervise the sex  
3 offender and the type of electronic tracking and monitoring  
4 system used.

5     ~~2.—The date of any modification to the use of an electronic~~  
6 ~~tracking and monitoring system and the nature of the change.~~

7                                   EXPLANATION

8     This bill relates to the electronic tracking and monitoring  
9 of persons on the sex offender registry.

10    Under the bill, a person who is on the sex offender registry,  
11 including a juvenile under the supervision of the juvenile  
12 court, who is placed on probation, parole, work release,  
13 special sentence, or any other type of conditional release,  
14 is required to be supervised by an electronic tracking and  
15 monitoring system in addition to any other conditions of  
16 supervision.

17    Current law allows but does not require the supervision of a  
18 sex offender on the sex offender registry, including a juvenile  
19 sex offender, by an electronic tracking and monitoring system  
20 in addition to any other conditions of supervision.

21    The bill also requires a judicial district department of  
22 correctional services to notify a registered victim, regarding  
23 the sex offender convicted of the sex offense against the  
24 victim, who is under supervision of the judicial district  
25 department, of the beginning and ending date of the use of  
26 an electronic tracking and monitoring system to supervise  
27 the sex offender including the type of electronic tracking  
28 and monitoring system used. Current law only requires the  
29 judicial district department to provide such notification to  
30 the registered victim if the sex offender is convicted of a sex  
31 offense against a minor and is being electronically monitored  
32 or tracked.